

SSB 3152 -- Department of Natural Resources (DNR) Reorganization Bill Summary

Section 35 transfers the Abandoned Wells Program from the Department of Natural Resources to the Department of Public Health. The other Sections are technical changes.

Section 1 refers to Section 15.221 (2)(c) Code of Iowa, (Iowa Lewis and Clark bicentennial commission)

Changes the member of the Iowa Lewis and Clark bicentennial commission from the Administrator of the Parks and Preserves Division to the Director or designee.

Section 2 refers to Section 15A.1 (3)(b) Code of Iowa, (Economic development -- public purpose -- environmental protection and waste disposal requirements).

Names the Department of Natural Resources rather than the Land Quality and Waste Management Assistance Division as the authority to conduct in-house audits for businesses.

Section 3 refers to Section 15E.111 (1)(b)(unnumbered paragraph 2), Code of Iowa, (Economic development -- public purpose -- environmental protection and waste disposal requirements).

Names the Department of Natural Resources rather than the Environmental Protection Division as the authority for rules regarding violations of occupational health and safety or the environment.

Section 4 refers to Section 15E.208 (4)(b), Code of Iowa, (Qualified corporations -- Iowa agricultural industry finance loans)

Names the Department of Natural Resources rather than the Environmental Protection Division as the authority for rules regarding violations of the quality of the environment.

Section 5 refers to Section 28D.3 (4), Code of Iowa, (Authority to Interchange employees)

Names the Department of Natural Resources rather than the Energy and Geological Resources Division for employees that are not subject to a 24-month time limitation for assignments or interchanges of employees.

Section 6 refers to Section 89B.17 unnumbered paragraph 1, Code of Iowa, (Hazardous Chemical Risks)

Changes the Administrator of the Environmental Protection Division to the Director as the person that can make recommendations for the expansion the list of hazardous chemicals or list of hazardous wastes.

Section 7 refers to Section 97B.49G (6)(c), Code of Iowa, (Iowa Public Employees Retirement System)

Specifies the benefits for Fish and Wildlife Conservation Peace Officers in the Department of Natural Resources rather than benefits for Conservation Officers in the Fish and Wildlife Division.

Section 8 refers to Section 103A.8 (7), Code of Iowa, (State Building Code)

Specifies the Building Code Commissioner consult with the Department of Natural Resources rather than the Energy and Geological Resources Division regarding standards for energy conservation.

Section 9 refers to Section 103A.8A, Code of Iowa, (Minimum energy efficiency standard)

Specifies the Department of Natural Resources rather than the Energy and Geological Resources Division will determine the minimum energy standards.

Section 10 refers to Section 161B.1 (2) (a & b), Code of Iowa, (Agricultural energy management fund)

Changes the membership of the Agricultural Energy Board from the Administrator of the Energy and Geology Division to a designee of the Director.

Section 11 refers to Section 173.16 unnumbered paragraph 2, Code of Iowa, (Maintenance of the State Fair)

Specifies disposal of waste at the State Fair will be under the supervision of the Department of Natural Resources rather than the Land Quality and Waste Management Assistance Division.

Section 12 refers to Section 206.25, Code of Iowa, (Pesticide containers disposal)

Specifies the disposal of Pesticide Containers will be under the Department of Agriculture and Land Stewardship and the Department of Natural Resources rather than the Environmental Protection Division.

Section 13 refers to Section 266.39C (2)(f), Code of Iowa, (The Iowa Energy Center)

Changes the membership of the Advisory Council at the Iowa Energy Center from a representative of the Energy and Geology Division to a designee of the Director.

Section 14 refers to Section 427.1 (19), Code of Iowa, (Property Tax Exemptions)

Changes the agency from the Environmental Protection Division to the Department of Natural Resources for the agency that certifies pollution control equipment meets the tax exemption requirement.

Section 15 refers to Section 427.1 (20) (unnumbered paragraph 1), Code of Iowa, (Property Tax Exemptions)

Changes the agency from the Environmental Protection Division to the Department of Natural Resources for the agency that approves water storage permits.

Section 16 refers to Section 455A.6 (6), Code of Iowa, (Environmental Protection Commission)

Changes the current Divisions to the Department of Natural Resources for budgets approved by the Environmental Protection Commission.

Section 17 refers to Section 455A.7 (1), 2001 Code Supplement, (Divisions Within the Department)

Strikes the paragraphs that outline the existing Divisions within the Department and allows the Director to create new Divisions with the approval of the Natural Resource Commission or the Environmental Protection Commission.

Section 18 refers to Section 455A.8 (1), Code of Iowa, (Brushy Creek Advisory Board)

Changes the organization of the Brushy Creek Advisory Board to the Department from the Parks and Preserves Division.

Section 19 refers to Section 455A.10, Code of Iowa, (Fish and Wildlife Capital Projects)

Changes the jurisdiction for projects using Fish and Wildlife Protection Funds from the Fish and Wildlife Division to the Department.

Section 20 refers to Section 455B.480, 2001 Code Supplement, (Waste Management Assistance Act)

Changes the name of the Land Quality and Waste Management Assistance Division Act to the Waste Management Assistance Act.

Section 21 refers to Section 455B.481, 2001 Code Supplement, (Waste Management Assistance Act)

Changes the agency required to establish a comprehensive waste management plan from the Land Quality and Waste Management Assistance Division to the Department.

Section 22 refers to Section 455B.482 (4), 2001 Code Supplement, (Definitions of Waste Management Assistance Act)

Strikes the Land Quality and Waste Management Assistance Division from the list of definitions.

Section 23 refers to Section 455B.483, 2001 Code Supplement, (Land Quality and Waste Management Assistance)

Deletes the words Land Quality and specifies the Director will provide for administration of this Section.

Section 24 refers to Section 455B.484 (unnumbered paragraph 1), 2001 Code Supplement, (Duties of the Division)

Changes the word Division to the Department.

Section 25 refers to Section 455B.484 (2 & 9), 2001 Code Supplement, (Duties of the Division)

Changes the word Division to the Department.

Section 26 refers to Section 455B.484 (13)(c), 2001 Code Supplement, (Duties of the Division)

Changes the word Division to the Department.

Section 27 refers to Section 455B.485 (3, 4, & 5), 2001 Code Supplement, (Powers and duties of the Commission)

Strikes the Land Quality and Waste Management Assistance Division to the Department.

Section 28 refers to Section 455B.486, Code of Iowa, (Facility Siting)

Changes the word Division to the Department.

Section 29 refers to Section 455B.516 (3), 2001 Code Supplement, (Toxic Pollutions Prevention Control Definitions)

Strikes the definition for the Land Quality and Waste Management Assistance Division.

Section 30 refers to Section 455B.517 (unnumbered paragraph 1), 2001 Code Supplement, (Duties of the Land Quality and Waste Management Assistance Division)

Changes the word Division to Department.

Section 31 refers to Section 455B.517 (4), 2001 Code Supplement, (Duties of the Land Quality and Waste Management Assistance Division)

Changes the word Division to Department.

Section 32 refers to Section 455B.518 (2) (unnumbered paragraph 1), Code of Iowa, (Toxic Pollution Prevention Plans)

Changes the word Division to Department.

Section 33 refers to Section 455E.11 (2)(a)(1)(b), 2001 Code Supplement, (Groundwater Protection Fund Appropriations)

Changes the word Division to Department.

Section 34 refers to Section 455E.11 (2)(a)(2)(a)(iv), 2001 Code Supplement, (Groundwater Protection Fund Appropriations)

Changes the word Division to Department.

Section 35 refers to Section 455E.11 (2)(b)(3)(b)(unnumbered paragraph 1), 2001 Code Supplement, (Groundwater Protection Fund Appropriations—Abandoned Wells Program)

Transfers the Abandoned Wells Program for closure of abandoned wells to the Department of Public Health. In FY 2001, the costs included 0.8 FTE position and approximately \$1.4 million from the Groundwater Protection Fund.

Section 36 refers to Section 456A.16 (unnumbered paragraph 5), Code of Iowa, (Fund Restrictions)

Specifies money in the Fish and Game Protection Fund to be appropriated to the Department and not the Division.

Section 37 refers to Section 456A.17 (unnumbered paragraph 2), Code of Iowa, (Fund Restrictions)

Specifies money in the Fish and Game Protection Fund to be used for fish and wildlife programs. Changes the word Division to programs.

Section 38 refers to Section 456A.19 (unnumbered paragraphs 1 & 2), Code of Iowa, (Fund Restrictions)

Specifies money in the Fish and Game Protection Fund to be used for fish and wildlife activities. Changes the word Division to programs.

Section 39 refers to Section 456A.21 (1), Code of Iowa, (Forestry Enhancement and Protection Fund)

Changes the control of the Forestry Enhancement and Protection Fund from the Division to the Department.

Section 40 refers to Section 473.11 (3)(unnumbered paragraph 1), Code of Iowa, (Oil Overcharge Fund Disbursement Council)

Specifies the Director will designate a member of the Energy Fund Disbursement Council rather than the Administrator of the Energy and Geology Division.

Section 41 refers to Section 473.11 (3) (c & f), Code of Iowa, (Oil Overcharge Fund Disbursement Council)

Specifies the Director will designate a member of the Energy Fund Disbursement Council rather than the Administrator of the Energy and Geology Division.

Section 42 refers to Section 473.11 (4), Code of Iowa, (Oil Overcharge Trust Fund)

Specifies the Director or designee will be the administrator of the Energy Conservation Trust Fund rather than the Administrator of the Energy and Geology Division.

Section 43 refers to Section 476.6 (19)(b), 2001 Code Supplement, (Public Utility Regulation)

Changes the Energy and Geology Division to the Department.

Section 44 refers to Section 476.6 (25)(a)(2 & 3), 2001 Code Supplement, (Electric Power Generating Facility Emissions)

Changes the Environmental Protection Division to the Department.

Section 45 refers to Section 481C.1, Code of Iowa, (Wild Animal Depredation)

Changes the establishment of a wild animal depredation unit from the Fish and Wildlife Division to the Department.